

## **AGENDA**

### **SPECIAL MEETING BOARD OF MAYOR AND ALDERMEN (ROAD HEARING)**

**October 16, 2007**

**5:30 PM**

**Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Guinta calls the meeting to order.
2. Mayor Guinta calls for the Pledge of Allegiance.

A moment of silent prayer is observed.

3. The Clerk calls the roll.
4. Mayor Guinta advises that the purpose of the road hearing is to hear those wishing to speak in favor of or in opposition to a proposed street discontinuance petition, followed by viewing the area of the petition and determination of the action to be taken on such petition. Such petition shall be addressed at which time the Public Works Director shall be requested to make a presentation following which those wishing to speak in favor will be heard, followed by those wishing to speak in opposition. Anyone wishing to speak must first step to the nearest microphone when recognized and state his/her name and address in a clear, loud voice for the record. Each person will be given only one opportunity to speak and any questions must be directed to the Chair.

- A. *Petition to discontinue Knox Street, Clay Street, Webster Street, Jefferson Street, Vernon Street and a 20' Passageway*

Mayor Guinta requests that Frank Thomas, Public Works Directors, make a presentation.

Mayor Guinta calls for those wishing to speak in favor.

Mayor Guinta calls for those wishing to speak in opposition.

5. Mayor Guinta advises that a motion is in order to recess the hearing and proceed to view the area of petition presented.
6. Mayor Guinta calls the meeting back to order at the site of the petition.

**Item 3A.**     *Petition to discontinue Knox Street, Clay Street, Webster Street, Jefferson Street, Vernon Street and a 20' Passageway*

**Ladies and Gentlemen, what is your pleasure?**

7. Mayor Guinta advises that this being a special meeting of the Board, no further business shall be presented and a motion to adjourn would be in order.



**City of Manchester  
Office of the City Solicitor**

One City Hall Plaza  
Manchester, New Hampshire 03101  
(603) 624-6523 Fax (603) 624-6528  
TTY: 1-800-735-2964  
Email: [solicitor@ManchesterNH.gov](mailto:solicitor@ManchesterNH.gov)

Thomas R. Clark  
City Solicitor

Thomas I. Arnold, III  
Deputy City Solicitor

Daniel D. Muller, Jr.  
Michele A. Battaglia  
Gregory T. Muller  
Michael A. Beausejour

August 31, 2007

Board of Mayor and Aldermen  
c/o Leo Bernier, Clerk  
One City Hall Plaza  
Manchester, New Hampshire 03101

**Re: Discontinuance of Knox Street, Clay Street, Webster Street, Jefferson Street,  
Vernon Street and a 20' Passageway**

Gentlemen:

Pursuant to the Jac Pac property Purchase and Sale Agreement Anagnost Investments, Inc. has identified property title issues relating to paper streets within the Jac Pac property. In order to resolve the title issues related to the paper streets petitions to discontinue will be submitted to the Board of Mayor and Aldermen. However, as the Purchase and Sale Agreement gives MHRA, (the Manchester Housing Authority) 90 days from the date of notification to resolve title issues I would ask that the Board send the above captioned streets to the road hearing scheduled by the clerk so that the City can meet the 90 day limit imposed by the Purchase and Sale Agreement.

The City Solicitor's office will be in attendance at the September 4, 2007 meeting of the Board should there be any questions.

Very Truly Yours,

Thomas I. Arnold, III  
Deputy City Solicitor

**IN BOARD OF MAYOR & ALDERMEN**

**DATE:** September 4, 2007

TIA/hms **ON MOTION OF A.L.D.** O'Neil

**SECONDED BY A.L.D.** Long

refer to a Road Hearing on a  
**VOTED TO** date to be set by the City Clerk.



# CITY OF MANCHESTER

## Economic Development Office



September 14, 2007

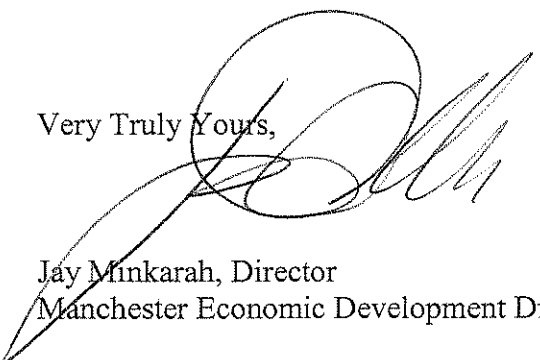
Board of Mayor and Aldermen  
c/o Leo Bernier, Clerk  
One City Hall Plaza  
Manchester, New Hampshire 03101

**Re: Discontinuance of Knox Street, Clay Street, Webster Street, Jefferson Street,  
Vernon Street and a 20' Passageway**

Dear Mayor Guinta and Members of the Board:

Pursuant to the Jac Pac property Purchase and Sale Agreement Anagnost Investments, Inc. has identified property title issues relating to paper streets within the Jac Pac property. In order to resolve the title issues related to the paper streets I am submitting the enclosed petitions to discontinue. However, as the Purchase and Sale Agreement gives MHRA, (the Manchester Housing Authority) 90 days from the date of notification to resolve title issues I would ask that the enclosed petitions be scheduled for a road hearing as expeditiously as possible so that the City can meet the 90 day limit imposed by the Purchase and Sale Agreement.

Very Truly Yours,

  
Jay Minkarah, Director  
Manchester Economic Development Director

***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the  
public there is occasion for discontinuing a highway known as Knox  
Street.***

Beginning at a point in the southerly line of land of MHRAI, know as Parcel 836-6EX, at the centerline of a paper street dedicated as ***Knox Street*** on plan entitled "Plan of House Lots at Fulton Place"; thence, southerly by the centerline of said ***Knox Street*** about 759 feet to the northerly line of land of MHRAI, know as Parcel 435-14. The dedicated street width was 40 feet.

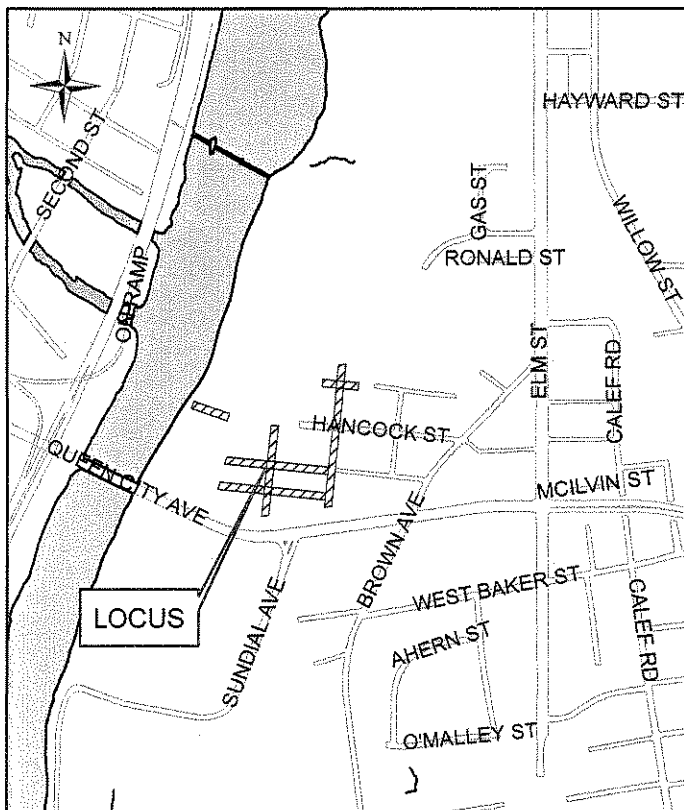
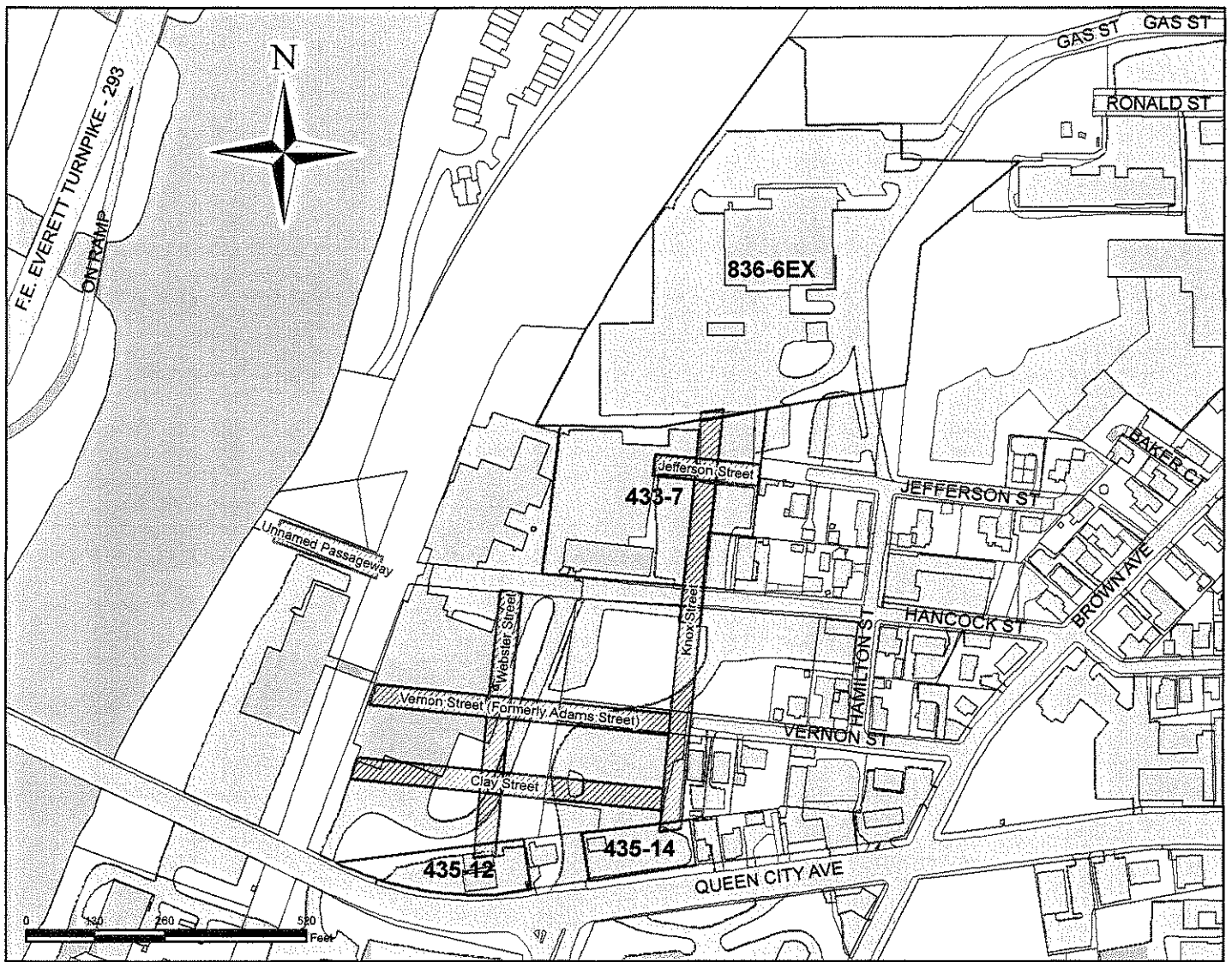
Therefore, you are requested to discontinue ***Knox Street***.

Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September  
2007.

By: 

Jay Minkarah  
Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007

***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the  
public there is occasion for discontinuing a highway known as Clay Street.***

Beginning at a point in the westerly line of a paper street dedicated as Knox Street at the centerline of a paper street dedicated as ***Clay Street*** on plan entitled "Plan of House Lots at Fulton Place"; thence, westerly by the centerline of said ***Clay Street*** about 592.25 feet to the easterly line of the Railroad land. The dedicated street width was 40 feet.

Therefore, you are requested to discontinue ***Clay Street***.

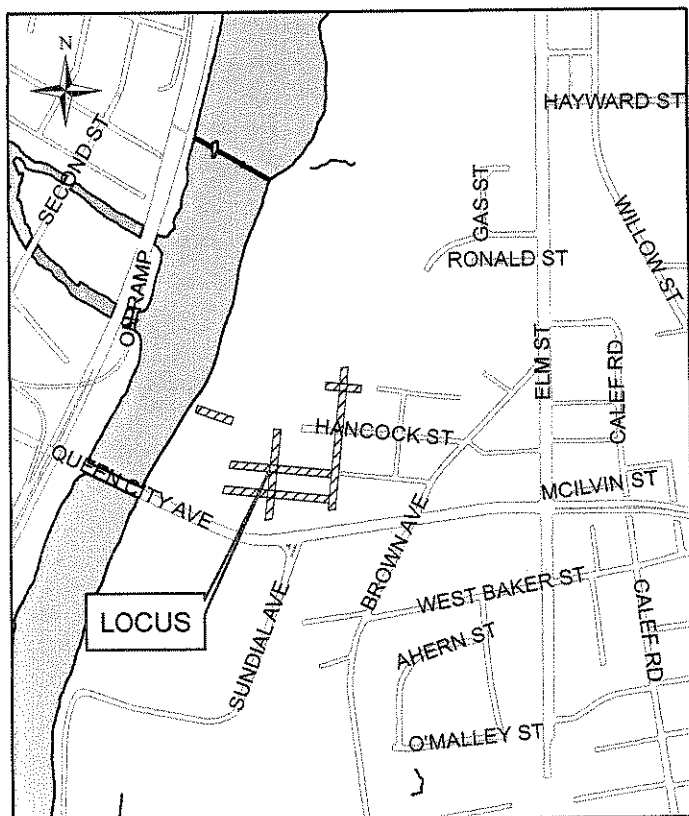
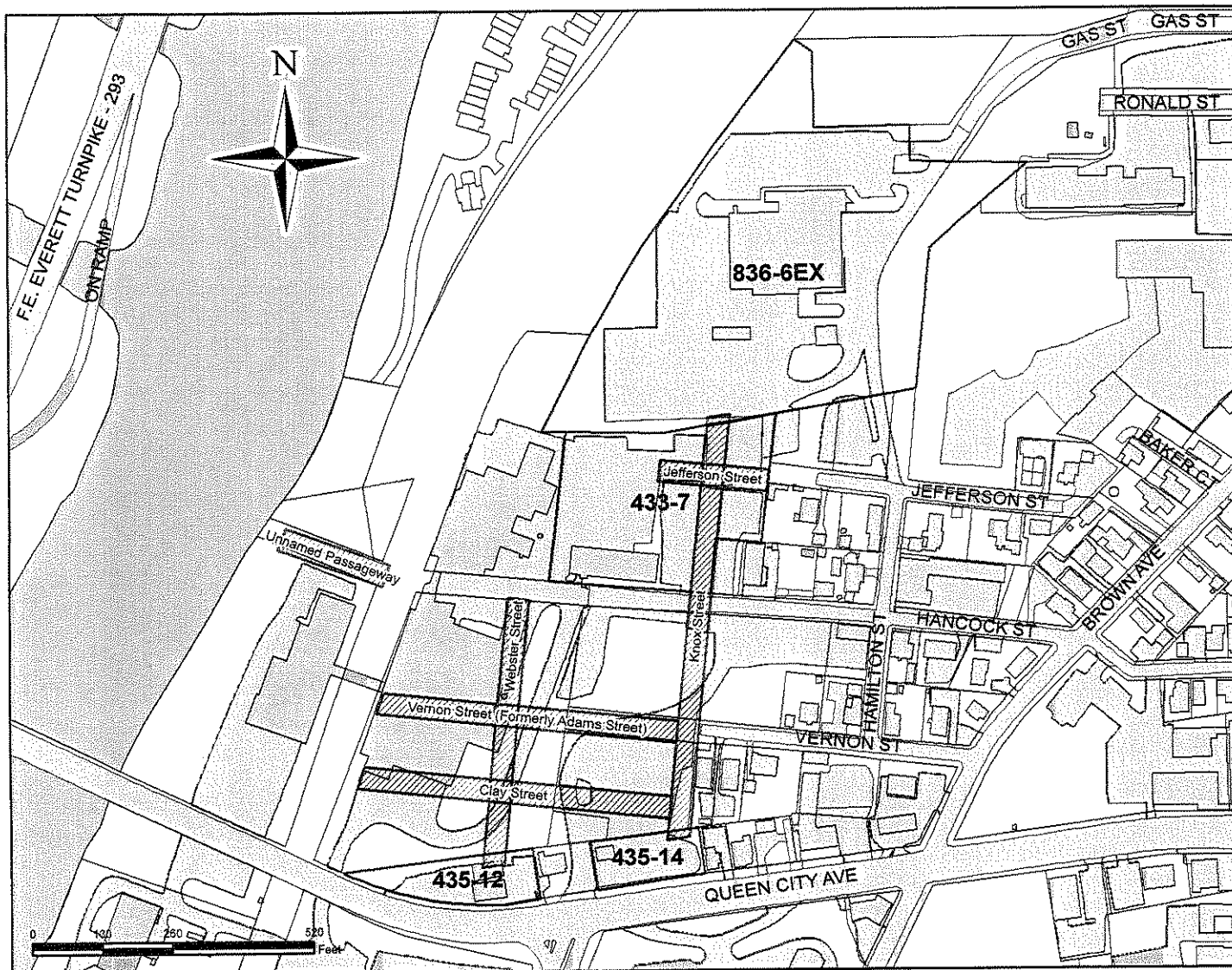
Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September 2007.

By: \_\_\_\_\_

Jay Minkarah

Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007



***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the  
public there is occasion for discontinuing a highway known as Webster  
Street.***

Beginning at a point in the southerly line of Hancock Street, formerly  
Washington Street, at the centerline of a paper street dedicated as ***Webster Street*** on plan  
entitled "Plan of House Lots at Fulton Place"; thence, southerly by the centerline of said  
***Webster Street*** about 493 feet to the northerly line of land of Aranco oil Company Inc,  
know as Parcel 435-12. The dedicated street width was 40 feet

Therefore, you are requested to discontinue ***Webster Street***.

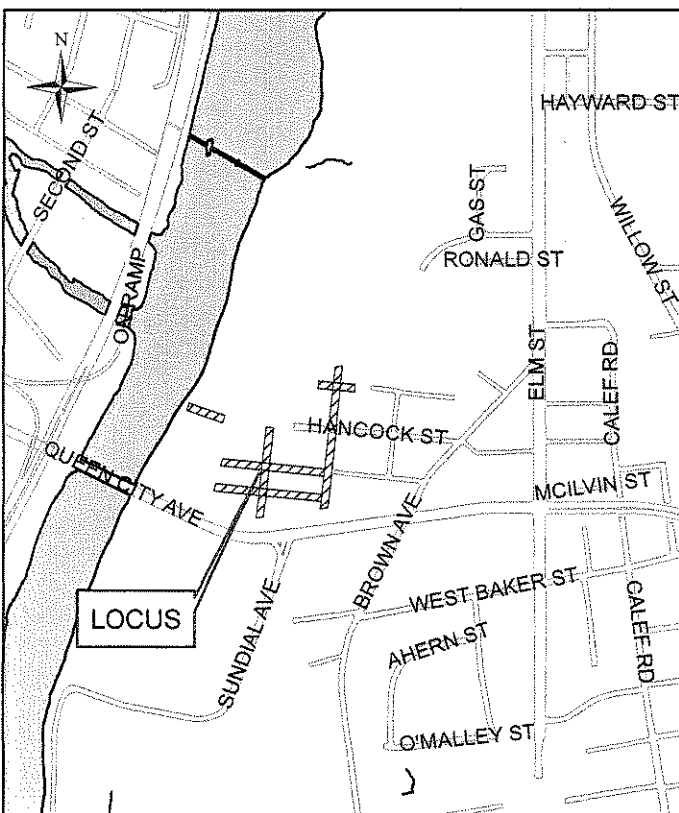
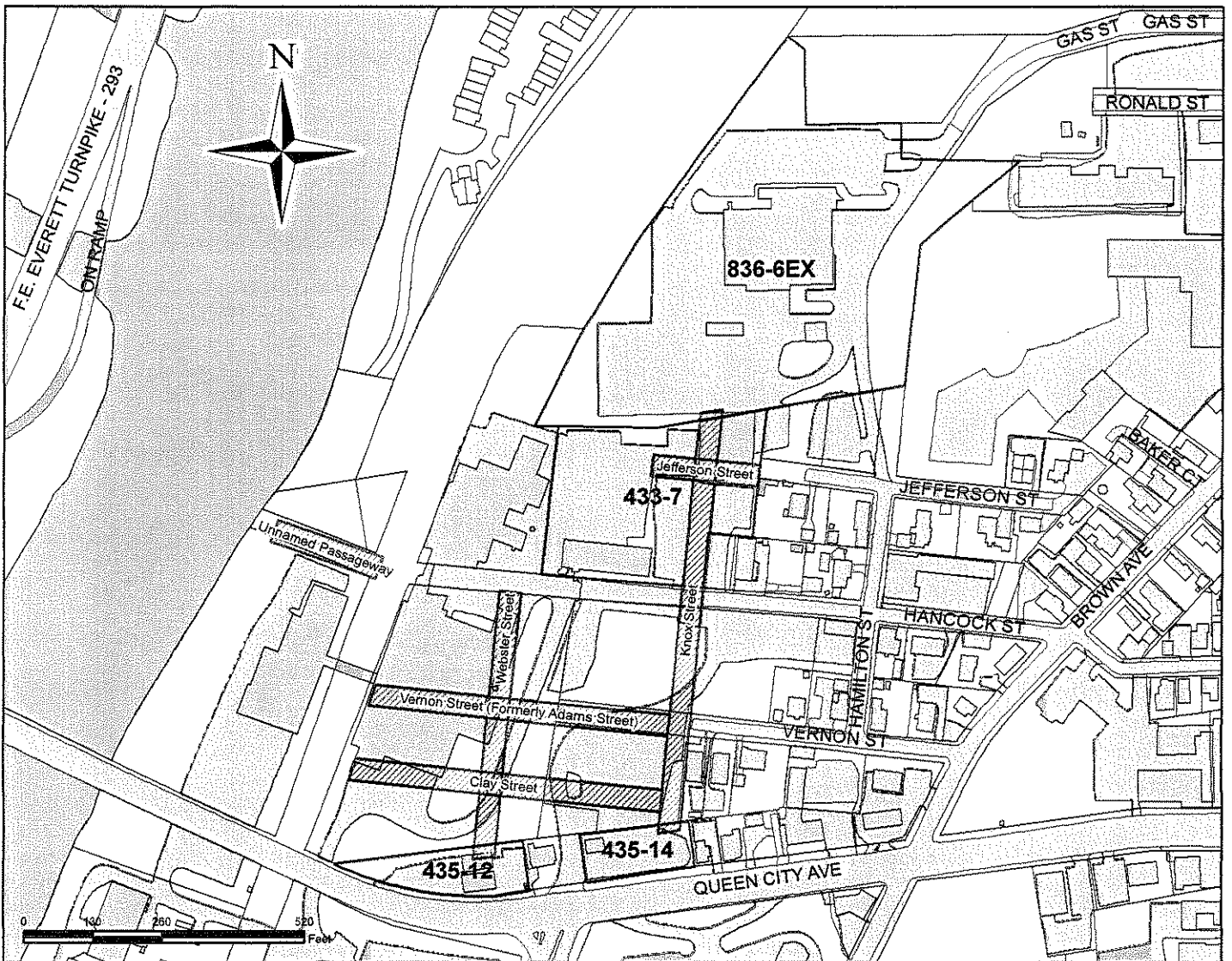
Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September  
2007.

By: \_\_\_\_\_

Jay Minkarah

Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007

***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the public there is occasion for discontinuing a highway known as a portion of Vernon Street, formerly Adams Street.***

Beginning at a point in the centerline of the existing ***Vernon Street formerly Adams Street***, said point being 314 feet west of the centerline of Hamilton Street as shown on plan entitled "Plan of House Lots at Fulton Place"; on plan; thence, westerly about 957.5 feet to the railroad land.

The dedicated street width was 40 feet.

Therefore, you are requested to discontinue this portion of ***Vernon Street, formerly Adams Street***.

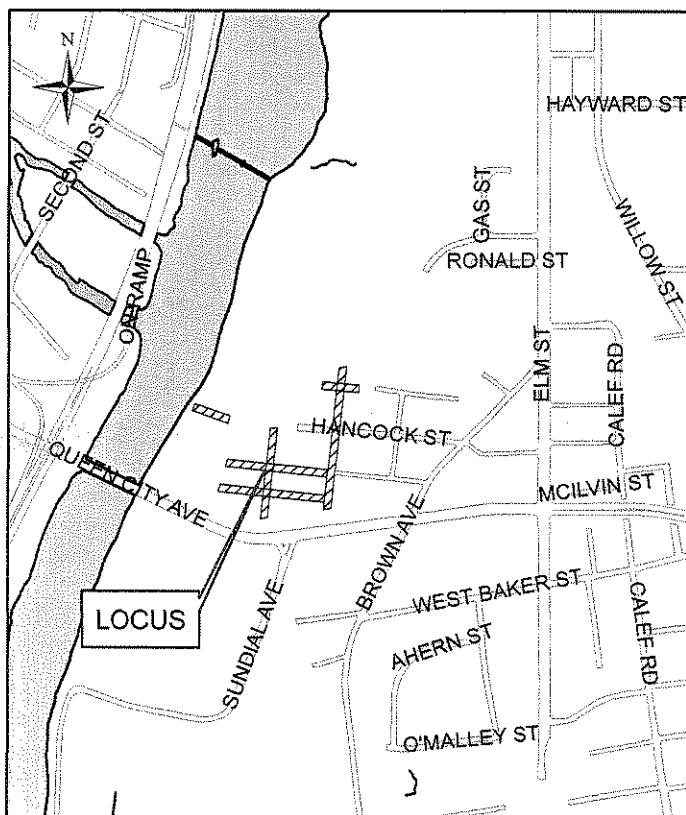
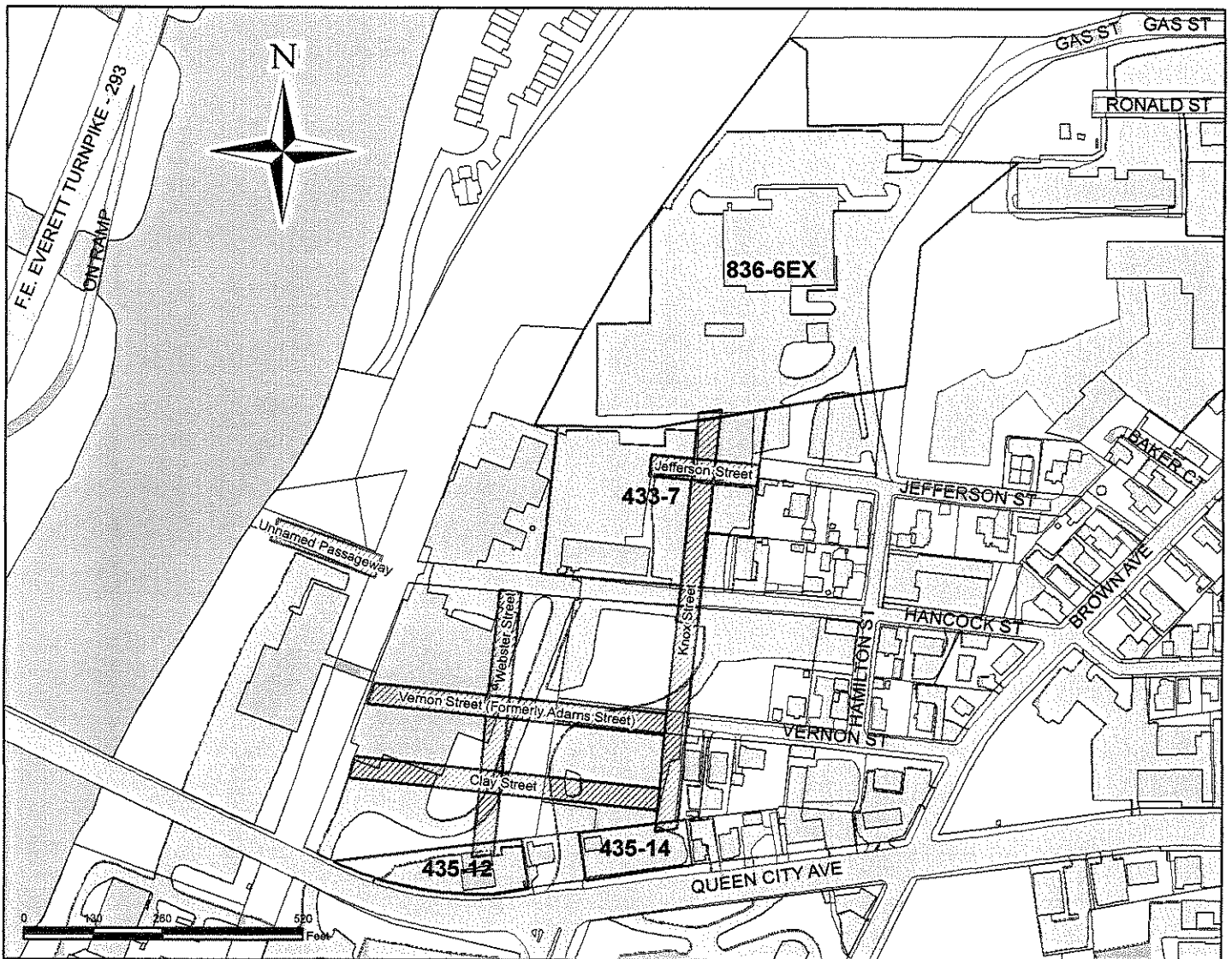
Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September 2007.

By: \_\_\_\_\_

Jay Minkarah

Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007

***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the public there is occasion for discontinuing a portion of a highway known as Jefferson Street.***

Beginning at a point in the easterly line of land of MHRAI, know as Parcel 433-7, at the centerline of a street dedicated as ***Jefferson Street*** on plan entitled "Plan of House Lots at Fulton Place"; thence, westerly by the centerline of said ***Jefferson Street*** about 200 feet to the westerly terminus of the dedicated street. The dedicated street width was 40 feet.

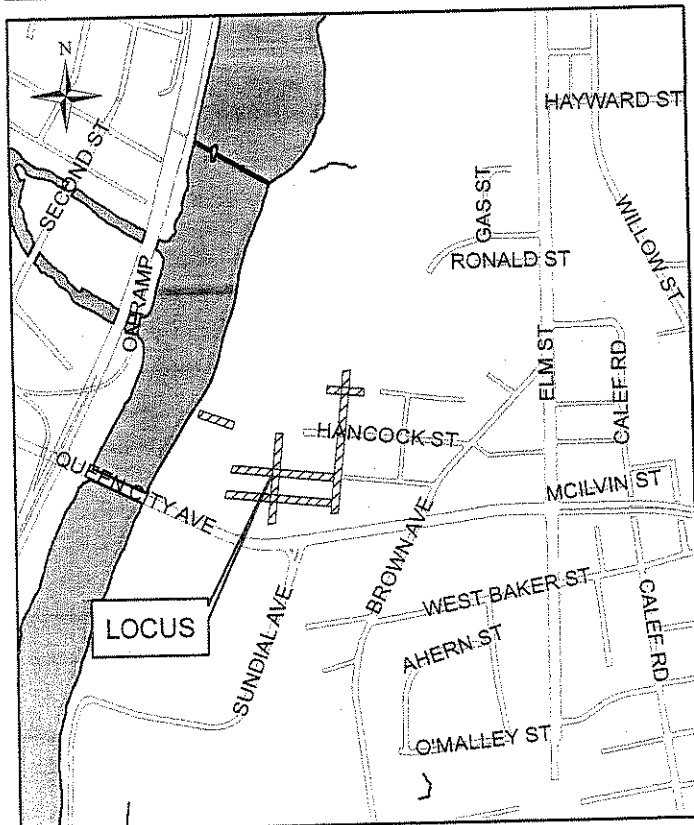
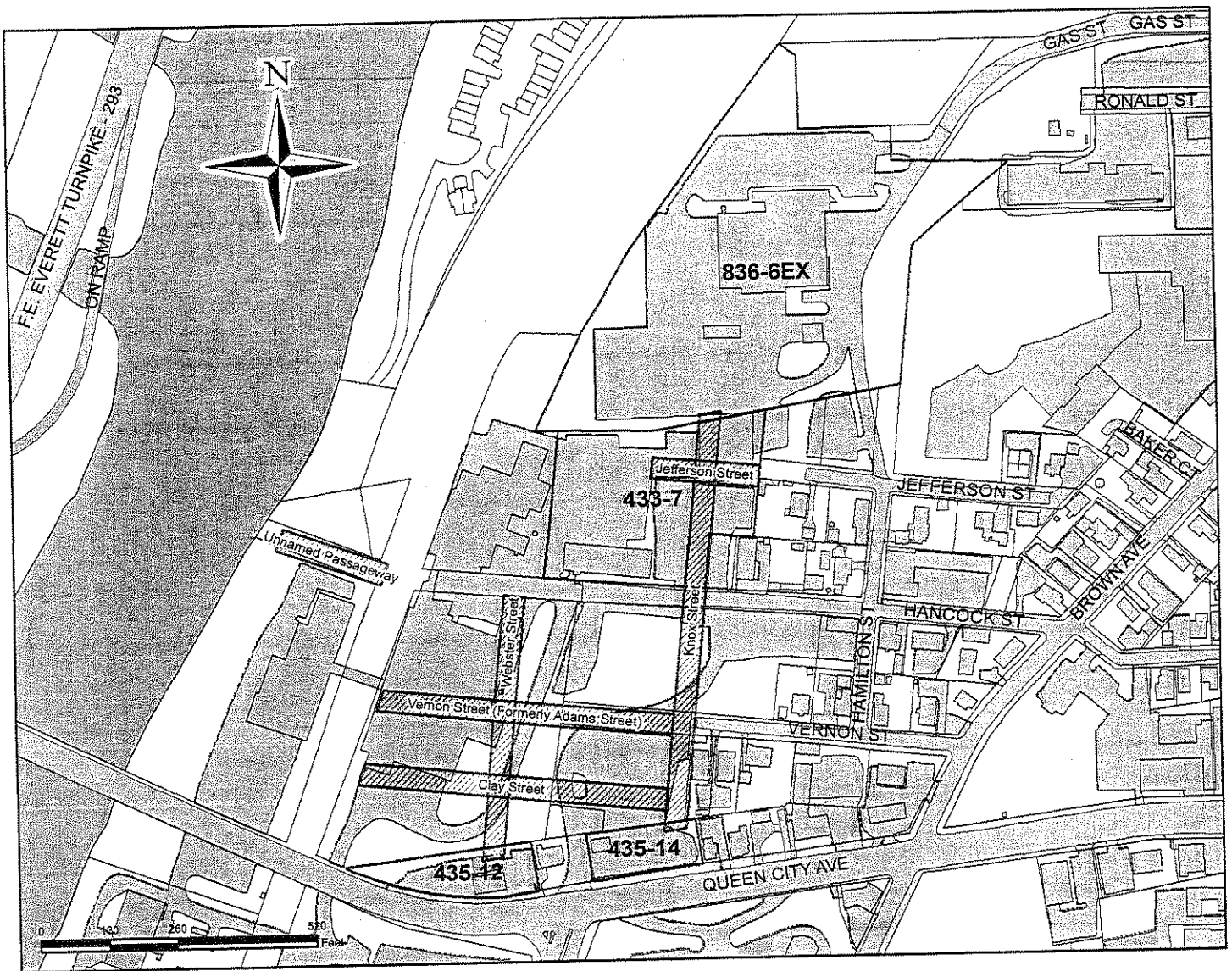
Therefore, you are requested to discontinue this portion of ***Jefferson Street***.

Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September 2007.

By: 

Jay Minkarah  
Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007

***To the Honorable Board of Mayor and Aldermen of the  
City of Manchester:***

***The Undersigned respectfully represent that for the accommodation of the public there is occasion for discontinuing a highway consisting of an unnamed passageway.***

Beginning at a point in the westerly line of the Railroad land, nearly opposite the westerly terminus of Hancock Street, at the centerline of a paper street dedicated as a Passageway on plan entitled "Plan of Land at Fulton Place Belonging to the Estate of Waterman Smith" dated September 1893; thence, westerly by the centerline of said Passageway about 170 feet to the easterly bank of the Merrimack River. The dedicated street width was 40 feet

Therefore, you are requested to discontinue this unnamed Passageway.

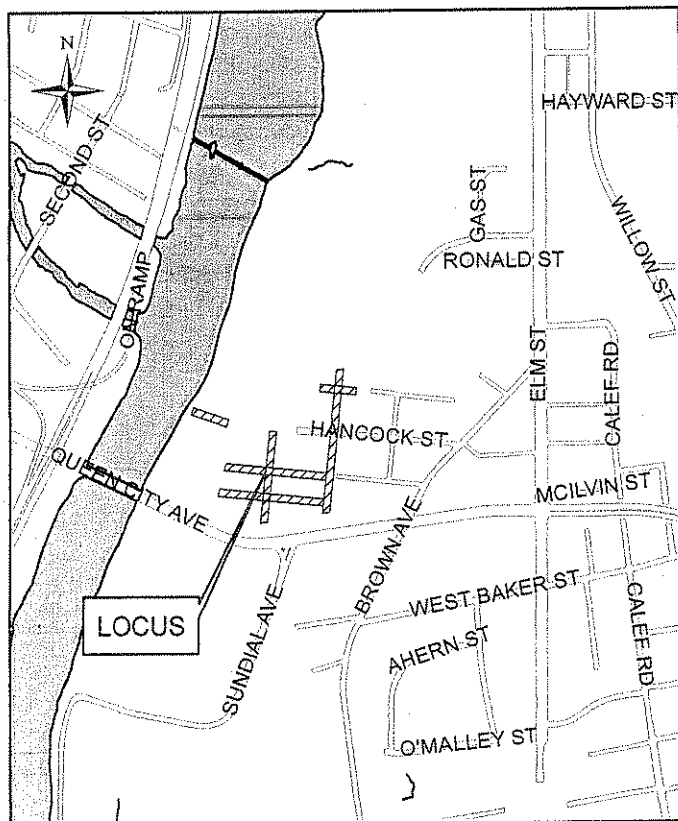
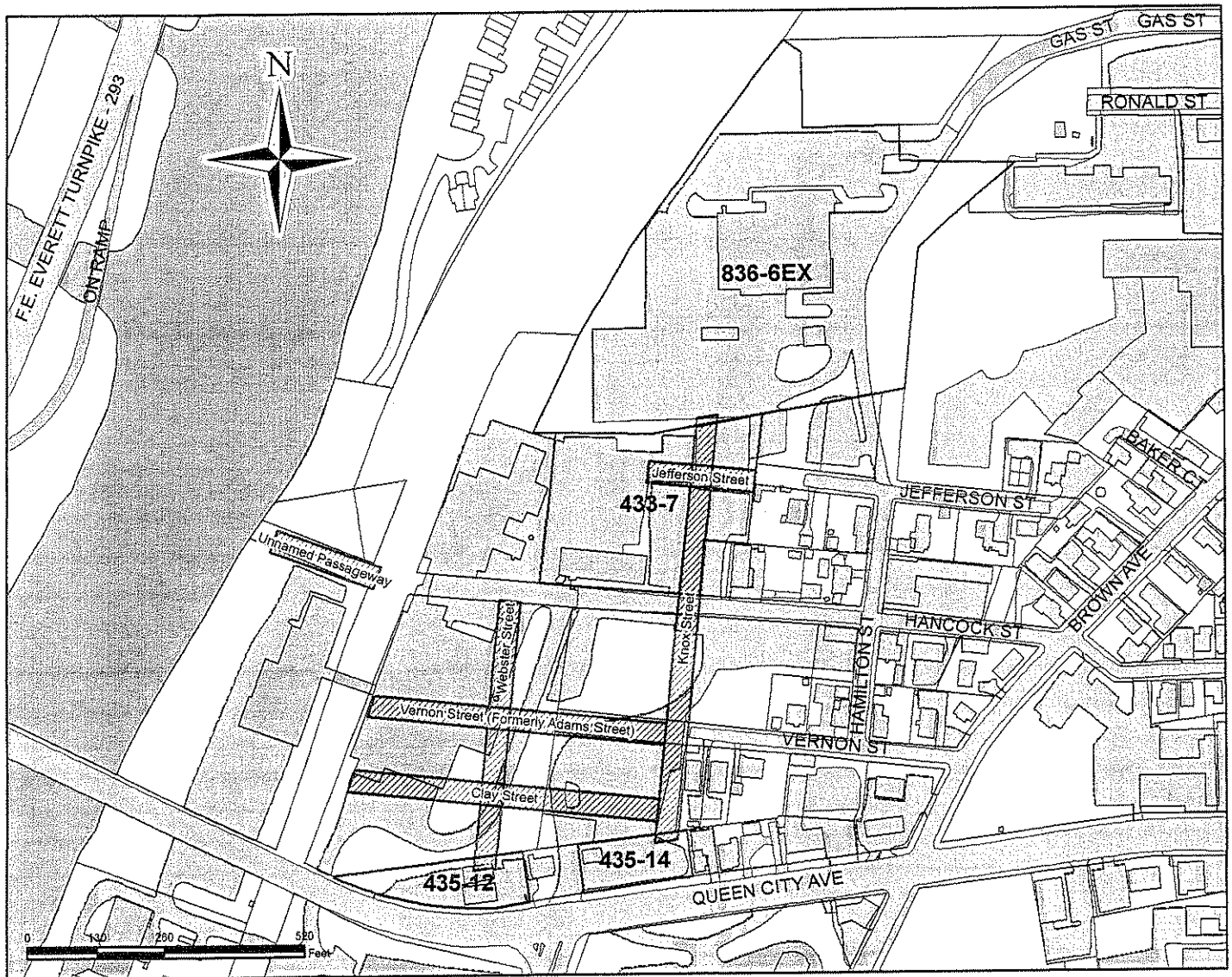
Dated at the City of Manchester, New Hampshire this 14<sup>th</sup> day of September 2007.

By: 

Jay Minkarah

Director

Manchester Economic Development Office



Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007





**City of Manchester  
Department of Highways**

227 Maple Street  
Manchester, New Hampshire 03103-5596  
(603) 624-6444 Fax # (603) 624-6487

**Commission**

Edward J. Beleski  
- Chairman  
Joan Flurey  
William F. Houghton Jr.  
Robert R. Rivard  
William A. Varkas

Frank C. Thomas, P.E.  
Public Works Director

Kevin A. Sheppard, P.E.  
Deputy Public Works Director

September 18, 2007

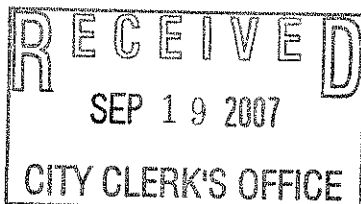
Community Improvement Committee of the Board of Mayor and Aldermen  
City Hall  
c/o Leo R. Bernier, City Clerk  
One City Hall Plaza  
Manchester, New Hampshire 03101

RE: PETITIONS FOR DISCONTINUANCE OF PAPER STREETS WITHIN THE  
FORMER JAC PAC SITE

Dear Committee Members,

We have reviewed the petitions and have found the following:

- ***Knox Street, Clay Street, Webster Street, Vernon Street and a portion of Jefferson Street (formerly Adams Street)*** were originally dedicated by plan entitled "Plan of House Lots at Fulton Place".
- An unnamed ***Passageway*** was dedicated as on a plan entitled "Plan of Land at Fulton Place Belonging to the Estate of Waterman Smith" dated September 1893.
- No formal acceptance of these dedications or return of layout for these streets, or portions of streets, were found in the records of the City Clerk.
- It does not appear that these streets, within the Jac Pac site, were ever built nor their proposed locations used by the public.
- The Highway Department does not maintain any of these streets.



- The records of the Highway Department do not indicate any public utilities in these streets

The Highway Department supports these discontinuance petitions.

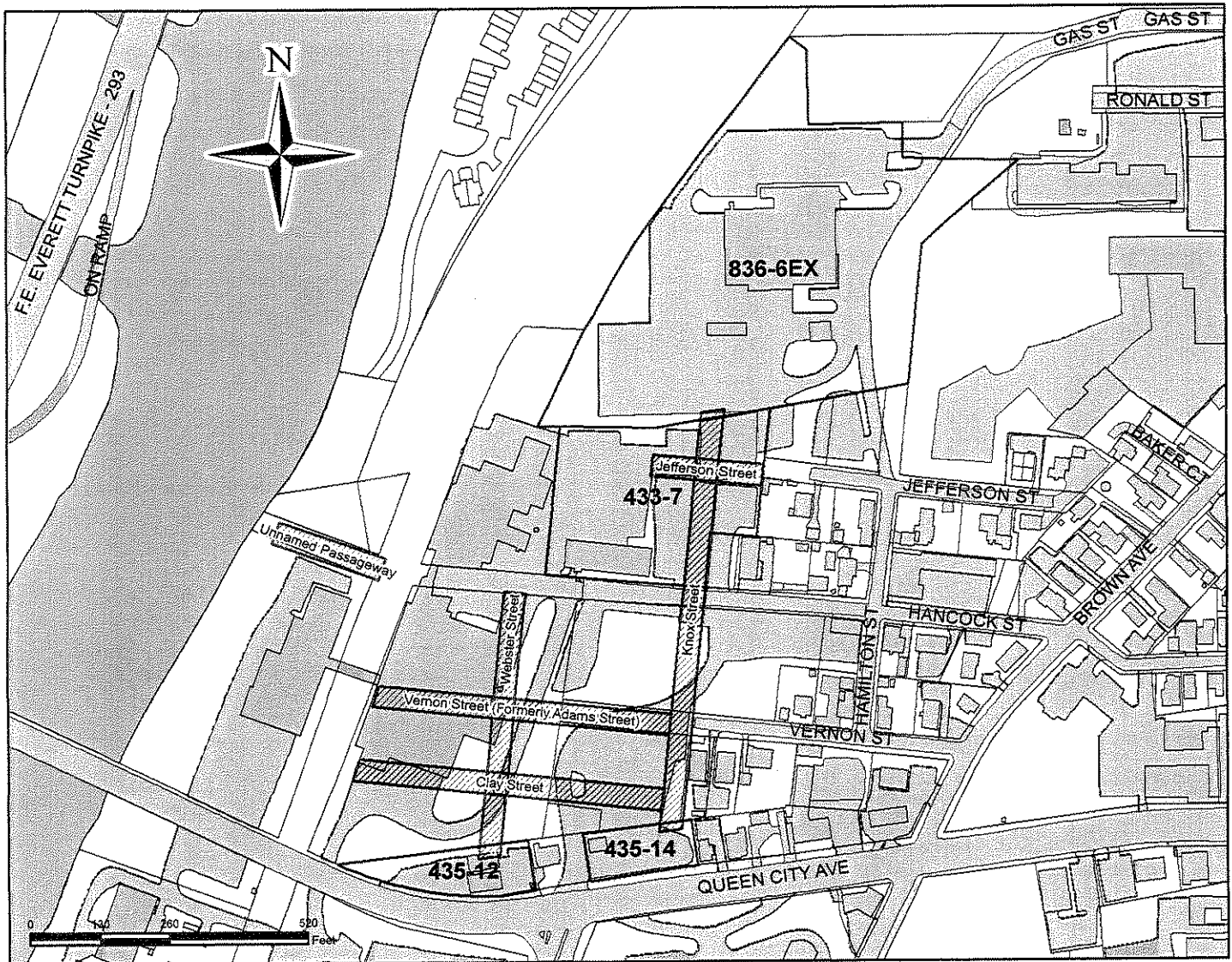
Sincerely,

A handwritten signature in black ink, appearing to read "Frank Thomas". The signature is written in a cursive, flowing style with a large initial "F" and a long, sweeping underline.

Frank Thomas, P.E.  
Public works director

MJM

CC: file



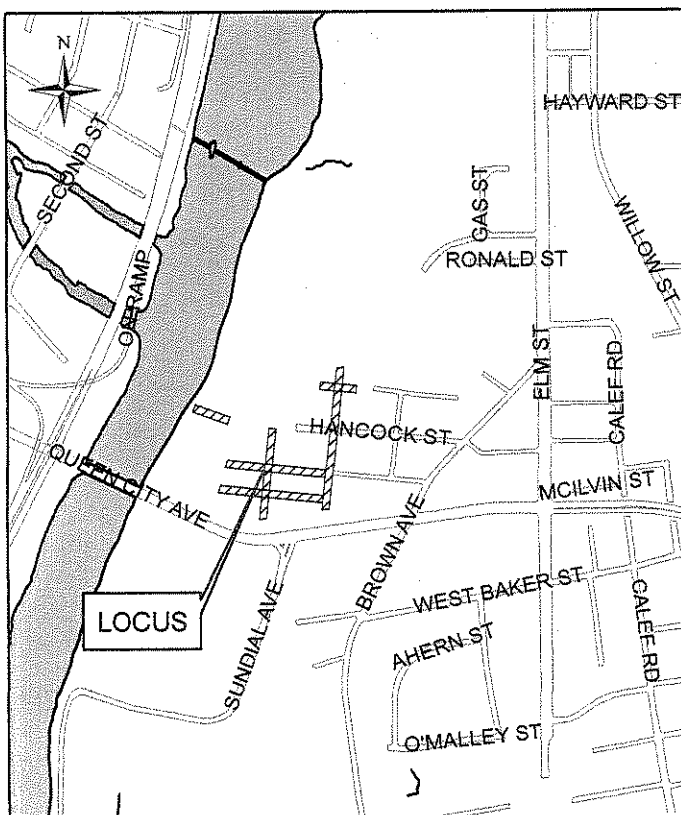
Proposed Street Discontinuance

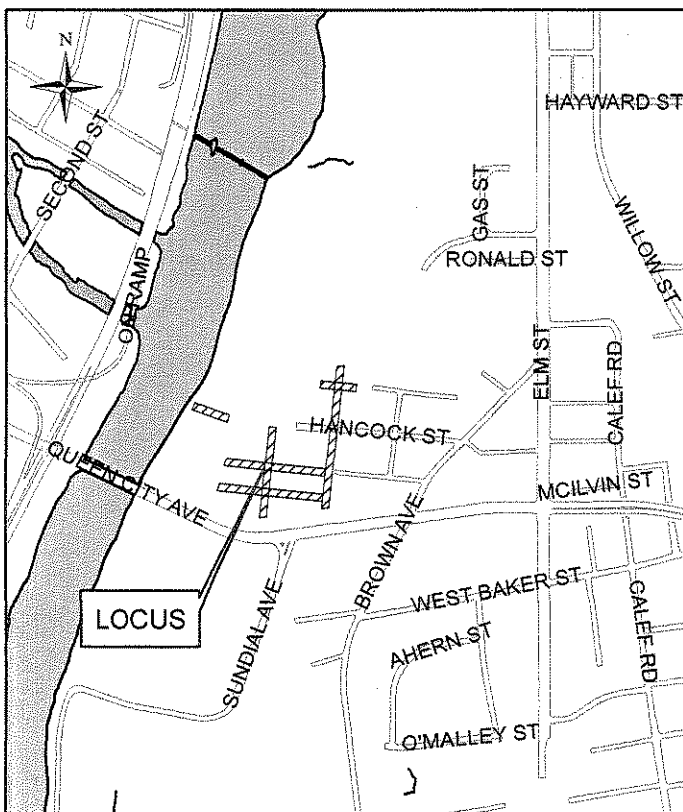
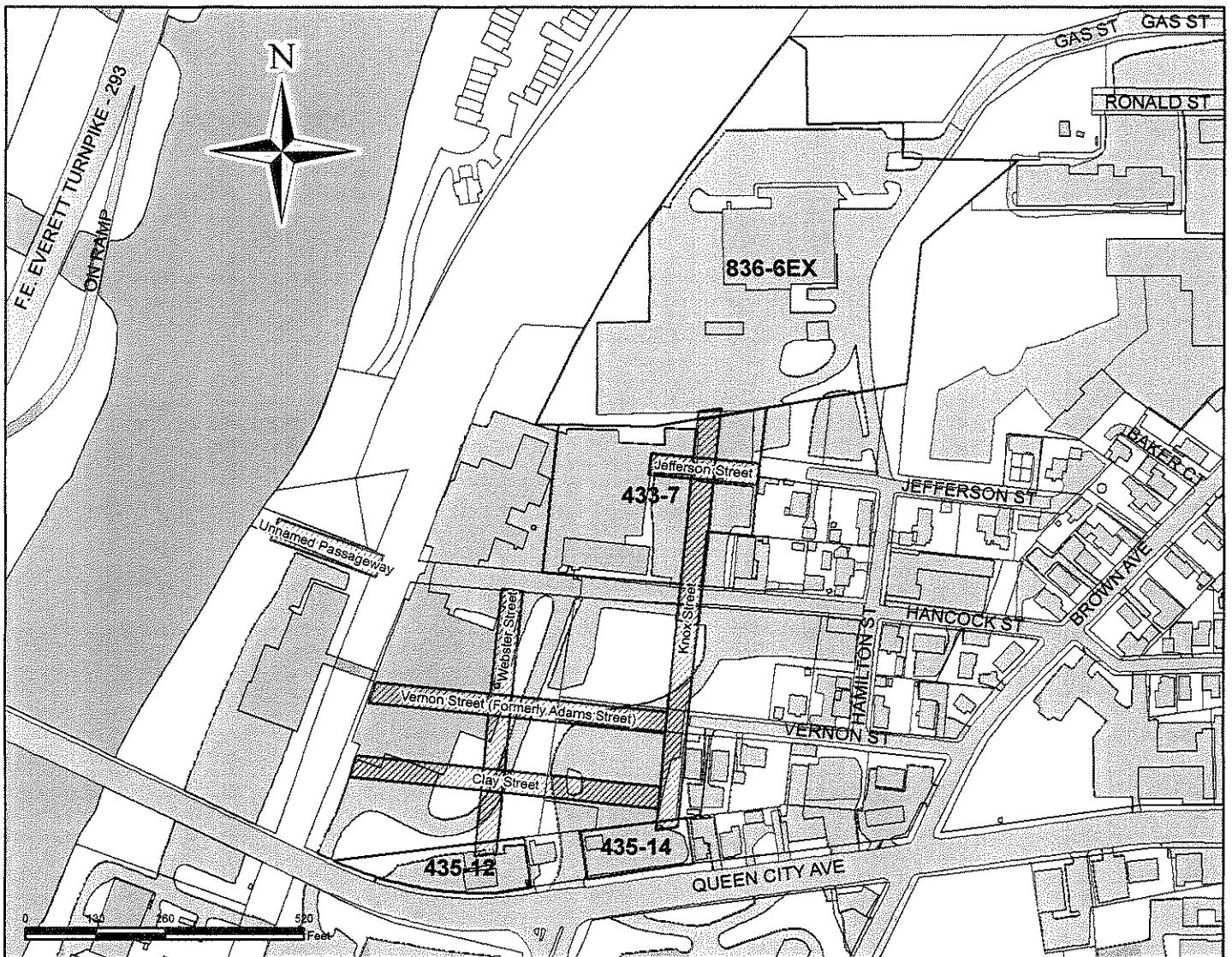
**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007





Proposed Street Discontinuance

**Webster Street, Knox Street  
Jefferson Street, Clay Street  
Vernon Street and  
Unnamed Passageway**



Manchester, NH

Sept 14, 2007